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## HE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Confirmation No. 6872

Akio YAMANE

Attorney Docket No. 2002 0401A

Serial No. 10/088,598

Group Art Unit 1634

Filed March 21, 2002

Examiner Katherine Salmon

HYBRIDIZATION SELF-RECOGNITION PROBE

## **INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

THE COMMISSIONER IS AUTHORIZED TO CHARGE ANY DEFICIENCY IN THE FEES FOR THIS PAPER TO DEPOSIT ACCOUNT NO. 23-0975

Sir:

Pursuant to the provisions of 37 CFR 1.56, 1.97 and 1.98, Applicant requests consideration of the references listed on attached form PTO-1449 and any additional information identified below in paragraph 3. A legible copy of each reference listed on the Form PTO-1449 is enclosed, except a copy is not provided for:

S CIIC	nobou, on	sopt a copy is not provided for.					
	[X]	each U.S. Patent and U.S. Patent application publication;					
	O	each reference previously cited in the international application PCT/; and/or					
	[]	each reference previously cited in prior parent application Serial No.					
la.	[] This Information Disclosure Statement is submitted:						
	within three months of the filing date (or of entry into the National Stage) of the above- entitled application, or						

before the mailing of a first Office Action on the merits or the mailing of a first Office Action after the filing of an RCE,

and thus no certification and/or fee is required.

1b. [X] This Information Disclosure Statement is submitted

after the events of above paragraph 1a and prior to the mailing date of a final Office Action or a Notice of Allowance or an action which otherwise closes prosecution in the application, and thus:

- (1) [X] the certification of paragraph 2 below is provided, or
- (2) [] the fee of \$180.00 specified in 37 CFR 1.17(p) is enclosed.
- 1c. [] This Information Disclosure Statement is submitted:

after the mailing date of a final Office Action or Notice of Allowance or action which otherwise closes prosecution in the application, and prior to payment of the issue fee, and thus:

the certification of paragraph 2 below is provided, and

the fee of \$180.00 specified in 37 CFR 1.17(p) is enclosed.

2. It is hereby certified

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- a. [X] that each item of information contained in this Information Disclosure

  Statement was first cited in any communication from a foreign patent office in a

  counterpart foreign application not more than three months prior to the filing of
  the Statement, or
- b. [] that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in §1.56(c) more than three months prior to the filing of the Statement.
- 3. [] Consideration of the following list of additional information (including any copending or abandoned U.S. application, prior uses and/or sales, etc.) is requested.

- For each non-English language reference listed on the attached form PTO-1449, reference 4. is made to: a full or partial English language translation submitted herewith, a. [] a foreign patent office search report (in the English language) submitted b. [] herewith, the concise explanation contained in the specification of the present application c. [] at page, d. [] the concise explanation set forth in the attached English language abstract, the concise explanation set forth below or on a separate sheet attached to the e. [] reference:
- [X] A foreign patent Office Action citing one or more of the references is enclosed.
   European Office Action issued September 13, 2006.
- 6. [] Statement Under 37 CFR 1.704(d)

Each item of information contained in the Information Disclosure Statement was first cited in any communication from a foreign Patent Office in a counterpart application, and this communication was not received by any individual designated in §1.56(c) more than thirty days prior to the filing of the Information Disclosure Statement.

Respectfully submitted,

Akio YAMANE

Joy B Willia

Registration No. 48,036 Attorney for Applicant

JFW/akl Washington, D.C. 20006-1021 Telephone (202) 721-8200 Facsimile (202) 721-8250 October 11, 2006

Sheet 1 of 1 OCT 1 1 2006 WINFORMATION DISCLOSURE STATEMENT												
FÇRM PTO 1449 (	nodified)	TMENT OF COMMENT		ATTY DOCKET NO. SERIAL N 2002_0401A 10/088								
PATENT AND TRADEMARK OFFICE  LIST OF REFERENCES CITED BY APPLICANT(S)				APPLICANT Akio YAMANE								
(	Use seve	ral sheets if necessary )		FILING DATE March 21, 2002			GROUP 1634					
Date Submitted to PTO: October 11, 2006 March 21, 2002 1634  U.S. PATENT DOCUMENTS												
*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME CLASS SUBCLASS				FILING DATE IF APPROPRIATE				
	АА	5,853,992	12/1998	Glazer et al.								
	АВ	5,853,990	12/1998	Winger et al.					-			
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	ΩA	ACCOUNT NO. 23-0975										
EXAMINER				DATE CONSIDERED								

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.